

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE KURIAN JOSEPH

&

THE HONOURABLE MR. JUSTICE HARUN-UL-RASHID

MONDAY, THE 8TH OCTOBER 2007 / 16TH ASWINA 1929

LA.App..No. 966 of 2001(B)

LAR.228/1998 of PRL.SUB COURT, KOZHIKODE

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APPELLANT:

STATE OF KERALA

BY

GOVERNMENT PLEADER SRI.K.V.MANOJ KUMAR

RESPONDENTS:

SUKUMARAN

MUTHIRAKALAYIL HOUSE

CHEVAYUR VILLAGE

MALAPARAMBA P.O.

KOZHIKODE DISTRICT

BY

ADV. SRI.R.BINDU (SASTHAMANGALAM)

**THIS LAND ACQUISITION APPEAL HAVING BEEN FINALLY
HEARD ON 08/10/2007, THE COURT ON THE SAME DAY
DELIVERED THE FOLLOWING:**

ORDER ON C.M.P.NO.4854/01 IN L.A.A.NO.966/01

Dismissed.

**Sd/-
KURIAN JOSEPH, JUDGE**

**Sd/-
HARUN-UL-RASHID, JUDGE.**

08-10-2007.

KURIAN JOSEPH & HARUN-UL-RASHID, JJ.

L.A.A. NO. 966 OF 2001

Dated this the 8th day of October, 2007.

J U D G M E N T

Kurian Joseph, J.

This is an appeal filed against the judgment and decree in L.A.R. No. 228/1998 on the file of the Sub Court, Kozhikode. It is submitted that the relied on judgment has been interfered with by this Court in L.A.A. No. 564/2001 and the matter has been remitted to the reference court for fresh consideration.

2. For parity of reasons, we set aside the judgment and decree in L.A.R. No. 228/1998 and remit the matter to the Sub Court, Kozhikode to be tried along with L.A.R. No. 550/1997.

**KURIAN JOSEPH
JUDGE**

**HARUN-UL-RASHID
JUDGE**

smp

**KURIAN JOSEPH &
HARUN-UL-RASHID, JJ.**

L.A.A. NO. 966 OF 2001

J U D G M E N T

08.10.2007